

1 SENATE BILL NO. 200

2 INTRODUCED BY M. TAYLOR

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4 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THAT WEED MANAGEMENT DISTRICTS AND
5 DISTRICT WEED BOARDS ARE POLITICAL SUBDIVISIONS FOR PURPOSES OF TITLE 2, CHAPTER 9,
6 PARTS 1 THROUGH 3, MCA; RETAINING A GROSS NEGLIGENCE STANDARD FOR LIABILITY FOR USE
7 OF HERBICIDES; AND AMENDING SECTION 7-22-2111, MCA."

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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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11 **Section 1.** Section 7-22-2111, MCA, is amended to read:

12 **"7-22-2111. Liability restrictions. (1)** A district, as defined in 7-22-2101, and a district weed
13 board appointed under 7-22-2103 are political subdivisions, as defined in 2-9-101(5).

14 (2) A district or district weed board is liable for damages caused by its use of herbicides only for
15 an act or omission that constitutes gross negligence. ~~The provisions of 2-9-305 apply to board members,~~
16 ~~supervisors, and employees of a district."~~

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